



08-09-04

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/773,773	02/05/2004	Timothy F. Kowalik	UMY-079

00959
 LAHIVE & COCKFIELD, LLP.
 28 STATE STREET
 BOSTON, MA 02109



CONFIRMATION NO. 8486

FORMALITIES LETTER



OC000000012298049

Date Mailed: 04/07/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

08/10/2004 BABRAHA1 00000014 120080 10773773

01 FC:2262 310.00 DA

08/10/2004 BABRAHA1 00000014 10773773

02 FC:2051

65.00 DA

RECEIVED
LAHIVE & COCKFIELD
DOCKET DEPT.
APR 12 2004
RETRIEVED: _____
FORWARDED: _____

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

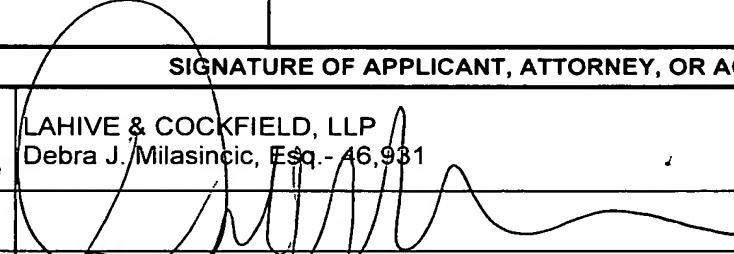
(to be used for all correspondence after initial filing)

		Application Number	10/773773-Conf. #8486
		Filing Date	February 5, 2004
		First Named Inventor	Timothy F. KOWALIK
		Art Unit	1645
		Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission	13	Attorney Docket Number	UMY-079

ENCLOSURES (Check all that apply)

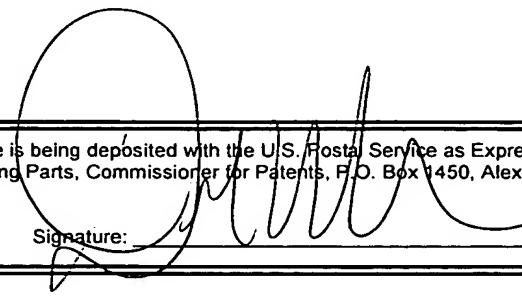
<input checked="" type="checkbox"/> Fee Transmittal Form with duplicate <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application with duplicate <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Combined Declaration and Power of Attorney (3 pages) Part 2 Copy of Notice (2 pages) Return Receipt Postcard
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	LAHIVE & COCKFIELD, LLP Debra J. Milasincic, Esq. - 46,981
Signature	
Date	August 6, 2004

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EL 982738041 US, in an envelope addressed to: MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: August 6, 2004

Signature: 

(Debra J. Milasincic, Esq.)

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O I P E
A U G 0 6 2004
P A T E N T & T R A D E M A R K O F F I C E
S E C T I O N

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 275.00)

Complete if Known	
Application Number	10/773773-Conf. #8486
Filing Date	February 5, 2004
First Named Inventor	Timothy F. KOWALIK
Examiner Name	Not Yet Assigned
Art Unit	1645
Attorney Docket No.	UMY-079

METHOD OF PAYMENT (check all that apply)			FEE CALCULATION (continued)		
<input type="checkbox"/> Check	<input type="checkbox"/> Credit Card	<input type="checkbox"/> Money Order	<input type="checkbox"/> Other	<input type="checkbox"/> None	
<input checked="" type="checkbox"/> Deposit Account:					
Deposit Account Number					12-0080
Deposit Account Name					Lahive & Cockfield, LLP
The Director is authorized to: (check all that apply)					
<input type="checkbox"/> Charge fee(s) indicated below		<input checked="" type="checkbox"/> Credit any overpayments			
<input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s)					
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.					
FEE CALCULATION					
1. BASIC FILING FEE					
Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1) (\$)			0.00		
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE					
Total Claims	**	Extra Claims	Fee from below	Fee Paid	
Independent Claims	**				
Multiple Dependent					
Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
1202	18	2202	9	Claims in excess of 20	
1201	86	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple dependent claim, if not paid	
1204	86	2204	43	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2) (\$)			0.00		
*or number previously paid, if greater. For Reissues, see above					
SUBMITTED BY (Complete if applicable)					
Name (Print/Type)	Debra J. Milasincic, Esq.		Registration No. (Attorney/Agent)	46,931	Telephone (617) 227-7400
Signature			Date	August 6, 2004	

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Dated: August 6, 2004

Signature

(Debra J. Milasincic, Esq.)

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AUG 06 2004
PATENT & TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EL 982738047 US, in an envelope addressed to: MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.	
Dated: August 6, 2004	Signature: (Debra J. Milasikcic, Esq.)

Docket No.: UMY-079
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Timothy F. Kowalik

Application No.: 10/773773

Confirmation No.: 8486

Filed: February 5, 2004

Art Unit: 1645

For: RNAi TARGETING OF VIRUSES

Examiner: Not Yet Assigned

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

MS Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts of NonProvisional Application mailed April 7, 2004, Applicant respectfully submits a Combined Declaration and Power of Attorney and Part 2 Copy of Notice.

Please charge our Deposit Account No. 12-0080 in the amount of \$275.00 covering the fee set forth in 37 CFR 1.16(e) and a fee for an extension of time within the second month under 37 CFR 1.136(a). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 12-0080, under Order No. UMY-079. A duplicate copy of this paper is enclosed. A separate petition for an extension of time is submitted herewith.

Dated: August 6, 2004

Respectfully submitted,

By

Debra J. Milasincic, Esq.

Registration No.: 46,931

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Attorney For Applicant